

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By **CHAIRMAN JIM KEANE**, on March 11, 2005 at 8:00 A.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Jim Keane, Chairman (D)
Rep. Joe McKenney, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. Bob Bergren (D)
Rep. Tim Dowell (D)
Rep. Kevin T. Furey (D)
Rep. Dave Gallik (D)
Rep. Ralph Heinert (R)
Rep. Mike Jopek (D)
Rep. Harry Klock (R)
Rep. Scott Mendenhall (R)
Rep. Mike Milburn (R)
Rep. Don Roberts (R)
Rep. Wayne Stahl (R)
Rep. Dan Villa (D)
Rep. Jonathan Windy Boy (D)

Members Excused:

Rep. Kathleen Galvin-Halcro, Vice Chairman (D)
Rep. Llew Jones (R)

Members Absent: None.

Staff Present: Bart Campbell, Legislative Branch
Kyanne Kelly, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 130, 3/7/2005; SB 354, 3/7/2005;
SB 203, 3/7/2005; SB 316, 3/7/2005
Executive Action: SB 130, SB 316, SB 454, SB 64, SB
108, SB 165

HEARING ON SB 130

Opening Statement by Sponsor:

SEN. DON RYAN (D), SD 10, opened the hearing on **SB 130**, Revise microbusiness development program.
00:02:08

Proponents' Testimony:

00:04:25 Andy Poole, Department of Commerce
[EXHIBIT](#) (buh54a01)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:06:38

HEARING ON SB 354

Opening Statement by Sponsor:

SEN. STEVEN GALLUS (D), SD 37, opened the hearing on **SB 354**, Ban credit scoring in property and auto insurance.
00:07:00

Proponents' Testimony:

00:13:43 Betty Beverly, Senior Citizen Association
00:17:26 Harris Himes, Montana Family Coalition
00:18:01 Mike Gallus, CPA from Butte

Opponents' Testimony:

00:20:14 Frank Cote, Farmers Union Insurance
00:27:03 Roger McGlenn, Independent Insurance Agents
00:29:34 Brian Coleman, Farmers Agent from Helena

Informational Testimony: None

Questions from Committee Members and Responses:

00:31:15

Closing by Sponsor:

00:45:06

REP. JONES entered the room.

HEARING ON SB 203

Opening Statement by Sponsor:

SEN. GREG LIND (D), SD 50, opened the hearing on **SB 203**, Require insurance to cover contraception.

01:05:13

Proponents' Testimony:

01:15:46 **REP. DAVID WANZENRIED, HD 97, MISSOULA**

01:17:37 Alison James, Self

01:19:53 Kate Chulewa, NARAL Pro-Choice Montana

01:23:22 Jerri Duran, Planned Parenthood of Montana

01:26:10 Jan VanRiper, ACLU Montana

EXHIBIT (buh54a02)

01:28:29 Ann Heffelfinger, Self

01:30:03 Linda Gryczan, Montana Womens Lobby

01:31:10 Autumn Bahr, Self

EXHIBIT (buh54a03)

01:32:28 Jane Smiley, Department of Public Health

01:33:27 Kim Abbott, Womens Economic progress

01:34:12 Sheena Rice, Montana State University, Forward
Montana

EXHIBIT (buh54a04)

01:34:31 Crystal Douglas, Forward Montana

01:34:44 Tylynn Gordon, State Auditors Office

EXHIBIT (buh54a05)

01:34:57 Gail Price, Associated Students of Montana

01:35:07 Halle Brown, Associate Students of Montana

01:35:20 Doug Doty, Self

01:35:35 Dave Jersey, Self

01:35:54 Sharon Howard, Montana Nurses Association

01:36:27 Jessica Grennnan, Associated Students of Montana

Opponents' Testimony:

01:36:58 Eric Schiedermayer, Catholic Conference

EXHIBIT (buh54a06)

01:40:33 Gilda Clancy, Montana Eagle Forum

01:41:33 Tanya Ask, Blue Cross and Blue Shield

01:44:10 Jason Todhunter, Logging Association

01:45:09 Riley Johnson, National Federation of Independent
Business
01:46:03 Frank Cote, Health Insurance Plans
01:48:06 Rachael Roberts, Montana Family Foundation

Informational Testimony: None

Questions from Committee Members and Responses:

01:48:45

Closing by Sponsor:

02:02:11

Additional exhibits submitted but the author did not testify.

[EXHIBIT](#) (buh54a07)

HEARING ON SB 316

Opening Statement by Sponsor:

SEN. GREG LIND (D), SD 50, opened the hearing on SB 316, Revise reporting mechanism for medical malpractice insurers.

02:09:09

Proponents' Testimony:

02:11:09 Pat Melby, Montana Medical Association
02:15:20 Mark Taylor, Montana Hospital Association
02:16:02 Mona Jamison, Doctors Company
02:18:39 Al Smith, Montana Trial Lawyers Association

Opponents' Testimony:

02:19:36 Jacqueline Lenmark, American Insurance Association

Informational Testimony: None

Questions from Committee Members and Responses:

02:25:34

Closing by Sponsor:

02:32:47

EXECUTIVE ACTION ON SB 130

Motion/Vote: REP. MCKENNEY moved that SB 130 BE CONCURRED IN. Motion carried unanimously by voice vote. REP. KATHLEEN GALVIN-HALCRO voted by proxy. REP. MCKENNEY to carry.

EXECUTIVE ACTION ON SB 316

Motion: REP. ROBERTS moved that SB 316 BE CONCURRED IN.

Discussion:

02:36:38

Vote: Motion carried unanimously by voice vote. REP. KATHLEEN GALVIN-HALCRO voted by proxy. REP. ROBERTS to carry.

EXECUTIVE ACTION ON SB 454

Motion: REP. MCKENNEY moved that SB 454 BE CONCURRED IN.

Discussion:

02:43:07

[EXHIBIT](#) (buh54a08)

Motion: REP. GALLIK moved that HB 454 BE AMENDED.

Discussion:

02:44:26

Vote: Motion failed 5-13 by roll call vote with REP. DOWELL, REP. GALLIK, REP. GALVIN-HALCRO, REP. JOPEK, and REP. WINDY BOY voting aye. REP. KATHLEEN GALVIN-HALCRO voted by proxy.

Vote: Previous Motion that SB 454 BE CONCURRED IN carried 17-1 by voice vote with REP. JOPEK voting no. REP. KATHLEEN GALVIN-HALCRO voted by proxy. REP. MCKENNEY to carry.

EXECUTIVE ACTION ON SB 64

Motion: REP. MCKENNEY moved that SB 64 BE CONCURRED IN.

Motion: REP. MCKENNEY moved that SB 64 BE AMENDED.

Discussion:

02:50:00

[EXHIBIT](#) (buh54a09)

Vote: Motion carried 17-1 by voice vote with REP. GALLIK voting no. REP. KATHLEEN GALVIN-HALCRO voted by proxy.

Motion: REP. MCKENNEY moved that SB 64 BE CONCURRED IN AS AMENDED.

Discussion:
02:53:58

Vote: Motion carried 17-1 by voice vote with REP. GALLIK voting no. REP. KATHLEEN GALVIN-HALCRO voted by proxy. REP. MILBURN to carry.

EXECUTIVE ACTION ON SB 108

Motion: REP. MCKENNEY moved that SB 108 BE CONCURRED IN.

Discussion:
02:55:14

Vote: Motion carried unanimously by voice vote. REP. KATHLEEN GALVIN-HALCRO voted by proxy. REP. MCKENNEY to carry.

EXECUTIVE ACTION ON SB 165

Motion: REP. BERGREN moved that SB 165 BE CONCURRED IN.

Discussion:
02:59:46

Vote: Motion carried 16-2 by voice vote with REP. GALLIK and REP. GALVIN-HALCRO voting no. REP. KATHLEEN GALVIN-HALCRO voted by proxy. REP. DOWELL to carry.

ADJOURNMENT

Adjournment: 11:05 A.M.

REP. JIM KEANE, Chairman

KYANNE KELLY, Secretary

JK/kk

Additional Exhibits:

EXHIBIT ([buh54aad0.TIF](#))